

Appl No. 09/920,262

Amdt. Dated October 29, 2003

Reply to Office Communication-Restriction Requirement of June 30, 2003

REMARKS

In response to the Office Action/Restriction Requirement (Conf. No. 5697, mailed June 30, 2003), for which a three month extension of time petition and fee submission/authorization is filed herewith, extending the time for response from July 30, 2003 to October 30, 2003, original claims 1-3 and 9 remain in this application, as presented on pages 2-3 of this amendment. Claims 4-8, and 10-101 have been canceled, without prejudice to filing divisional or continuation applications including one or more of these claims as filed or in amended form. The applicants elect Group I and Group II with traverse. Claims 1-3 and 9 are drawn to an Anti-IL-12 antibody comprising the variable amino acid sequence set forth in SEQ ID NOS: 7 and 8, where SEQ ID NO:7 is the heavy chain variable region and SEQ ID NO:8 is the light chain variable region of the SAME ANTIBODY, classified in Class 530, subclass 387.9 in accordance with the Request; of the subject application, both of which are enclosed herewith. Claims 1 and 9 have been amended to clarify that SEQ ID NOS:7 and 8 are part of the same antibody.

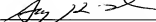
Applicants respectfully point out that since the subject matter of Groups I and II are the heavy and light chains of the SAME ANTIBODY, are in the same class and subclass, would require the same searching, and would thus not be different inventions according to 35 USC 121 and MPEP 806, Applicants respectfully request reconsideration and reformation of the Restriction Requirement to include both Groups I and II in the same group, which Applicants elect with traverse.

In response to the restriction of claims 4-8 and 10-101 by the Examiner, Applicants have canceled claims 4-8 and 10-101 without prejudice to filing further continuations or divisionals thereon.

No new matter has been added by way of the amendments presented herein.

Applicant respectfully requests that a timely Notice of Allowance be issued in this case.

Respectfully submitted,

By: 
Guy Kevin Townsend
Reg. No. 34,033

Johnson & Johnson
One Johnson & Johnson Plaza
New Brunswick, NJ 08933-7003
(732) 524-2517
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